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10 UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF CALIFORNIA

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13 MELISSA DANIELLE MARTINEZ,

14 Plaintiff,

15 v.

16 MARTIN O'MALLEY,  
Commissioner of Social Security,

17 Defendant.  
18

No. 1:24-cv-00626-SKO

STIPULATION AND UNOPPOSED MOTION  
FOR VOLUNTARY REMAND PURSUANT  
TO SENTENCE FOUR OF 42 U.S.C. § 405(g)  
AND TO ENTRY OF JUDGMENT; ORDER

(Doc. 15)

19  
20 IT IS HEREBY STIPULATED, by and between the parties, through their undersigned  
21 attorneys, and with the approval of the Court, that the Commissioner of Social Security has  
22 agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The  
23 purpose of the remand is to offer Plaintiff a new decision.

24 On remand, the Commissioner will further develop the record as necessary and issue a  
25 new decision. The parties further request that the Clerk of the Court be directed to enter a final  
26 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the  
27 Commissioner.  
28

Stip. to Remand

1 Respectfully submitted this 31st day of October, 2024.

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5 By: s/ Oscar Gonzalez de Llano  
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10 By: /s/ Laura E. Krank \*  
11 Laura E. Krank  
12 \*Authorized by email  
13 Attorneys for Plaintiff  
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Stip. to Remand

**ORDER**

Based upon the parties' Stipulation and Unopposed Motion for Voluntary Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand") (Doc. 15), and for cause shown, **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social Security for further proceedings pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g), sentence four. On remand, the Appeals Council will remand the case to an administrative law judge for a new decision in accordance with the parties' Stipulation to Remand.

The Clerk of Court shall enter a final judgment in favor of Plaintiff, and against Defendant, vacating and reversing the final decision of the Commissioner and shall therefore close the case.

IT IS SO ORDERED.

Dated: **November 1, 2024**

*/s/ Sheila K. Oberto*  
UNITED STATES MAGISTRATE JUDGE

Stip. to Remand